

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA :</b>	<b>CRIMINAL NO. _____</b>
	:
<b>v.</b>	: <b>DATE FILED: _____</b>
	:
<b>BURNIE TINDALE</b>	: <b>VIOLATIONS:</b>
<b>a/k/a "Big Nasty,"</b>	:
<b>a/k/a "Malik Nowlin"</b>	: <b>18 U.S.C. § 371 (conspiracy to commit</b>
	: <b>armed bank robbery - 1 count)</b>
	: <b>18 U.S.C. § 2113 (d) (armed bank robbery</b>
	: <b>- 3 counts)</b>
	: <b>18 U.S.C. § 924(c) (use of a firearm</b>
	: <b>during a crime of violence - 3 counts)</b>
	: <b>18 U.S.C. § 2 (aiding and abetting)</b>
	: <b>Criminal forfeiture</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

1.       From in or about March 2004 to on or about September 27, 2004, in Philadelphia, in the Eastern District of Pennsylvania, and in Wilmington, in the District of Delaware, and elsewhere, defendant

**BURNIE TINDALE,**  
    **a/k/a "Big Nasty,"**  
    **a/k/a "Malik Nowlin,"**

conspired and agreed, with others known and unknown to the grand jury, to commit an offense against the United States, that is, knowing and unlawful armed bank robbery and knowing use of a firearm during and in relation to a crime of violence, in violation of Title 18, United States Code, Sections 2113(d) and 924(c).

## **MANNER AND MEANS**

It was part of the conspiracy that:

1. Defendant BURNIE TINDALE, and others known and unknown to the grand jury, planned to rob the Artisans Bank, at 4901 Kirkwood Highway, Wilmington, Delaware on or about April 14, 2004, the Citizens Bank, 5001 Edgmont Avenue, Brookhaven, Pennsylvania on or about June 15, 2004, and the M & T Bank, 489 Bristol Pike, Andalusia, Pennsylvania on or about September 27, 2004, of money by the use of force, threats of force, violence, and dangerous weapons, that is, handguns.

2. Defendant BURNIE TINDALE and other perpetrators carried and brandished firearms, wore hats, gloves, and face coverings, and gained admission to the banks shortly after they opened for daily business to commit the robberies.

3. Defendant BURNIE TINDALE and other perpetrators took control of the banks at gunpoint, corralled bank employees and customers into either bank vault areas or inner bank offices, and gained entry to the vault area from bank personnel with access keys.

4. One of the perpetrators, on occasion defendant BURNIE TINDALE, vaulted the teller counter to gain access to United States currency in teller drawers, while the other perpetrators controlled the main lobby of the banks.

5. Defendant BURNIE TINDALE and other perpetrators then forced employees at gunpoint to open the banks' vaults in order to gain access to substantial sums of United States currency.

6. Defendant BURNIE TINDALE and other perpetrators gathered United States currency from within the bank vaults and from teller drawers and placed the money within

plastic bags, which on at least two occasions were taken from bank trash receptacles.

7. Defendant BURNIE TINDALE and other perpetrators forced bank employees and customers to go into either the vault area or bank offices in the banks and restrained them inside those locations.

8. Defendant BURNIE TINDALE and other perpetrators escaped from at least two of the banks in stolen getaway vehicles which they subsequently abandoned. The robbers used “switch” vehicles, ordinarily parked at apartment complex locations located less than one mile from each of the respective banks, to complete their escape.

9. Defendant BURNIE TINDALE and other perpetrators later divided the proceeds of the robberies.

### **OVERT ACTS**

In furtherance of the conspiracy, the defendant, and others known and unknown to the grand jury, committed the following overt acts, among others, in the Eastern District of Pennsylvania and elsewhere:

1. In or about April 2004, defendant BURNIE TINDALE recruited two other individuals to participate with him in the armed robbery of the Artisans Bank, 4901 Kirkwood Highway, Wilmington, Delaware and in return agreed to provide them with a share of the proceeds of the robbery.

2. On or about April 14, 2004, defendant BURNIE TINDALE and two other individuals committed the armed bank robbery of the Artisans Bank, 4901 Kirkwood Highway, Wilmington, Delaware, resulting in a loss to the bank of approximately \$46,114 in United States currency.

3. In or about June 2004, defendant BURNIE TINDALE recruited two other individuals to participate with him in the armed robbery of the Citizens Bank, 5001 Edgmont Avenue, Brookhaven, Pennsylvania and in return agreed to provide them with a share of the proceeds of the robbery.

4. On or about June 15, 2004, defendant BURNIE TINDALE and two other individuals committed the armed bank robbery of the Citizens Bank, 5001 Edgmont Avenue, Brookhaven, Pennsylvania, resulting in a loss to the bank of approximately \$52,935 in United States currency.

5. In or about September 2004, defendant BURNIE TINDALE recruited at least one other individual to participate with him in the armed robbery of the M & T Bank, 489 Bristol Pike, Andalusia, Pennsylvania and in return agreed to provide the accomplice with a share of the proceeds of the robbery.

6. On or about September 27, 2004, defendant BURNIE TINDALE and at least one other individual committed the armed bank robbery of the M & T Bank, 489 Bristol Pike, Andalusia, Pennsylvania, resulting in a loss to the bank of approximately \$76,254 in United States currency.

All in violation of Title 18, United States Code, Section 371.

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about April 14, 2004, in the Eastern District of Pennsylvania and in  
Wilmington, in the District of Delaware, defendant

**BURNIE TINDALE,  
a/k/a "Big Nasty,"  
a/k/a "Malik Nowlin,"**

knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and abetted the taking, from employees of the Artisans Bank, 4901 Kirkwood Highway, Wilmington, Delaware, lawful currency of the United States, that is, approximately \$46,114, belonging to, and in the care, custody, control, management, and possession of, the Artisans Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendant BURNIE TINDALE knowingly and unlawfully assaulted and put in jeopardy the lives of, and aided and abetted the assault and putting in jeopardy of the lives of, employees of the Artisans Bank, and other persons, by use of a dangerous weapon, that is, a gun.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

**COUNT THREE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about April 14, 2004, in the Eastern District of Pennsylvania and in  
Wilmington, in the District of Delaware, defendant

**BURNIE TINDALE,  
a/k/a "Big Nasty,"  
a/k/a "Malik Nowlin,"**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, that is, a semi-automatic pistol, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, the armed bank robbery of the Artisans Bank located at 4901 Kirkwood Highway, Wilmington, Delaware, in violation of Title 18, United States Code, Section 2113(d).

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

**COUNT FOUR**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 15, 2004, in Brookhaven, in the Eastern District of Pennsylvania,  
defendant

**BURNIE TINDALE,  
a/k/a "Big Nasty,"  
a/k/a "Malik Nowlin,"**

knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and abetted the taking, from employees of the Citizens Bank, 5001 Edgmont Avenue, Brookhaven, Pennsylvania, lawful currency of the United States, that is, approximately \$52,935, belonging to, and in the care, custody, control, management, and possession of, the Citizens Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendant BURNIE TINDALE, assaulted and put in jeopardy the lives of, and aided and abetted the assault and putting in jeopardy the lives of, employees of the Citizens Bank, and other persons, by use of a dangerous weapon, that is, a gun.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

**COUNT FIVE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 15, 2004, in the Eastern District of Pennsylvania, defendant

**BURNIE TINDALE,  
a/k/a "Big Nasty,"  
a/k/a "Malik Nowlin,"**

knowingly used and carried, and aided and abetted, the use and carrying of, a firearm, that is, a semi-automatic pistol, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, the armed bank robbery of the Citizens Bank, 5001 Edgmont Avenue, Brookhaven, Pennsylvania, in violation of Title 18, United States Code, Section 2113(d).

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

**COUNT SIX**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about September 27, 2004, in Andalusia, in the Eastern District of Pennsylvania, defendant

**BURNIE TINDALE,  
a/k/a "Big Nasty,"  
a/k/a "Malik Nowlin,"**

knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and abetted the taking, from employees of the M & T Bank, 489 Bristol Pike, Andalusia, Pennsylvania, lawful currency of the United States, that is, approximately \$76,254, belonging to, and in the care, custody, control, management, and possession of, the M & T Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendant BURNIE TINDALE assaulted and put in jeopardy the lives of, and aided and abetted the assault and putting in jeopardy the lives of, employees of the M & T Bank, and other persons, by use of a dangerous weapon, that is, a gun.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

**COUNT SEVEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about September 27, 2004, in Andalusia, in the Eastern District of Pennsylvania, defendant

**BURNIE TINDALE,  
a/k/a "Big Nasty,"  
a/k/a "Malik Nowlin,"**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, that is, a pistol, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, the armed bank robbery of the M & T Bank, 489 Bristol Pike, Andalusia, Pennsylvania, in violation of Title 18, United States Code, Section 2113(d).

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

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**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

As a result of the violations of Title 18, United States Code, Section 924(c)(1), set forth in this indictment, defendant

**BURNIE TINDALE  
a/k/a "Big Nasty,"  
a/k/a "Malik Nowlin,"**

shall forfeit to the United States of America, all firearms and ammunition involved in the commission of these offenses, including, but not limited to:

- (1) one silver large caliber revolver, and ammunition; and
- (2) one black 9mm pistol, and ammunition.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

**A TRUE BILL:**

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**FOREPERSON**

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**PATRICK L. MEEHAN**  
**United States Attorney**